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 Robert M. Acuff, Thomas Lee Sutherland, Steve  
 Everbach and Colliers Nevada, LLC*

13 **UNITED STATES DISTRICT COURT  
 THE DISTRICT OF NEVADA**

14 SOMERSET AT SAHARA, LLC, a Nevada  
 15 limited liability company;

16 Plaintiff,

17 vs.

18 COLLIER'S INTERNATIONAL NORTH TEXAS,  
 LLC, a Texas Limited Liability Company;  
 19 ROBERT M. ACUFF, an individual; THOMAS L.  
 SUTHERLAND, an individual; COLLIER'S  
 NEVADA, LLC, a Nevada Limited Liability  
 Company; STEVE EVERBACH, an individual;  
 20 HEALTHMEDICA, INC., a California  
 Corporation; UNIFUND, INC., a California  
 Corporation; SAN FRANCISCO MEDICAL  
 21 INSTITUTE, INC., a California Corporation;  
 NATHAN SASSOVER, an individual;  
 22 FLOORESCENCE, INC., a California corporation;  
 DOE INDIVIDUALS 1 through 40; DOE  
 23 EMPLOYEES 1 through 40; DOE  
 COMMERCIAL REAL ESTATE BROKERS 1  
 24 through 40; and ROE CORPORATIONS 1 through  
 40; DOE NEGLIGENT EMPLOYERS 1 through  
 25 40; DOE NEGLIGENT EMPLOYEES 1 through  
 40; ROE NEGLIGENT COMMERCIAL REAL  
 26 ESTATE BROKERS 1 through 40.

27  
 28 Defendants.

Case No. 2:22-cv-00486-JCM-NJK

**STIPULATION AND ORDER TO  
 DISMISS ACTION WITH  
 PREJUDICE**

**STIPULATION**

Plaintiff Somerset at Sahara, LLC (“Plaintiff”), by and through its undersigned counsel, and Defendants Colliers International North Texas, LLC, Robert M. Acuff, Thomas Lee Sutherland, Steve Everbach and Colliers Nevada, LLC (collectively “Colliers Defendants”), by and through their undersigned counsel, do hereby stipulate and agree as follows:

1. This action may be dismissed in its entirety, with prejudice, with each party bearing their own attorneys’ fees and costs.

Dated this 14th of September, 2022.

EGLET ADAMS

By: /s/ Danielle C. Miller

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Dated this 14th of September, 2022.

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Thomas Lee Sutherland, Steve Everbach  
and Colliers Nevada, LLC*

## **ORDER**

IT IS SO ORDERED. This action is dismissed in its entirety, with prejudice, with each party bearing their own attorneys' fees and costs.

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT JUDGE

DATED: September 16, 2022

DATED: September 15, 2011

3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169

**LEWIS ROCA**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 14th day of September, 2022, I caused a true and accurate copy of the foregoing document entitled "***STIPULATION AND [PROPOSED] ORDER TO DISMISS ACTION WITH PREJUDICE***" to be filed with the Clerk of the Court via the CM/ECF system, which will send an electronic copy to all interested parties.

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Robert E. Opdyke, Esq.

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